

namely, *orchic substance* or *spleen liquid*; and, Section 502 (f) (1), the labelings of the articles failed to bear adequate directions for their use.

DISPOSITION: November 23, 1948. Default decree of condemnation and destruction.

**2608. Misbranding of Nue-Ovo. U. S. v. 4 Units \* \* \*. (F. D. C. No. 25940. Sample No. 25635-K.)**

LIBEL FILED: November 18, 1948, Southern District of Iowa.

ALLEGED SHIPMENT: On or about October 21, 1948, by the Research Laboratories, from Portland, Oreg.

PRODUCT: 4 units, each containing 3 1-pint bottles, of *Nue-Ovo* at Ames, Iowa.

LABEL, IN PART: "Nue-Ovo \* \* \* Active Ingredients: An aqueous extraction of Plume Thistle, Burdock, Quasia, Sage, Cinnamon, Horehound, Ginseng, Calamus, Dandelion, Althea, Kola Nut, Sodium Salicylate Cascara Licorice, Vitamin B<sub>1</sub>."

NATURE OF CHARGE: Misbranding, Section 502 (f) (1), the labeling of the article failed to bear adequate directions for use since the labeling failed to reveal the diseases or conditions of the body for which the article, when used as directed, would be effective.

DISPOSITION: February 12, 1949. Default decree of condemnation and destruction.

**2609. Misbranding of herbs. U. S. v. 168 Boxes \* \* \*. (F. D. C. No. 25864. Sample No. 48073-K.)**

LIBEL FILED: October 18, 1948, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about August 11, 1948, from Cincinnati, Ohio.

PRODUCT: 168 boxes of *herbs* at Philadelphia, Pa., in the possession of Felix Hawkins, Jr., Sales of the product were made on the basis of lectures given on a street corner by Jesse White Eagle and Burt Carman, on behalf of Felix Hawkins, Jr. The charge of misbranding is based on their oral representations.

LABEL, IN PART: "Herbs Active Ingredients Cascara, Senna, Mandrake, Also Contains Wild Cherry, Quassia, Yam, Celery Seed, Stillingia, Poke Root and Licorice."

NATURE OF CHARGE: Misbranding, Section 502 (f) (1), the labeling of the article failed to bear adequate directions for use in the treatment of menstrual difficulties, sexual impotency, poor eyesight, dental troubles, stomach trouble, kidney trouble, run-down condition, nervousness, rheumatism, and arthritis, which are the diseases, symptoms, and conditions for which the article was intended. The product was misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: November 24, 1948. Default decree of condemnation and destruction.

## **DRUGS ACTIONABLE BECAUSE OF CONTAMINATION WITH FILTH**

**2610. Adulteration of horehound herb. U. S. v. 4½ Bales \* \* \*. (F. D. C. No. 25906. Sample No. 45449-K.)**

LIBEL FILED: November 5, 1948, District of Minnesota.

ALLEGED SHIPMENT: On or about June 4 and 20, 1947, from New York, N. Y.

**PRODUCT:** 4½ bales each containing approximately 800 pounds, of *horehound herb* at Minneapolis, Minn.

**NATURE OF CHARGE:** Adulteration, Section 501 (a) (1), the article consisted in whole or in part of a filthy substance by reason of the presence of insects and rodent excreta. The article was adulterated while held for sale after shipment in interstate commerce.

**DISPOSITION:** February 2, 1949. Default decree ordering that the product be destroyed unless denatured and disposed of for use as animal feed.

**2611. Adulteration of quince seed. U. S. v. 11 Bags \* \* \*. (F. D. C. No. 25812. Sample No. 9574-K.)**

**LIBEL FILED:** October 11, 1948, Southern District of New York.

**ALLEGED SHIPMENT:** On or about April 26, 1946, from Iran.

**PRODUCT:** 11 118-pound bags of *quince seed* at New York, N. Y.

**NATURE OF CHARGE:** The article was adulterated while held for sale after shipment in interstate commerce under Section 501 (a) (1), in that it consisted in whole or in part of a filthy substance by reason of the presence of insects.

**DISPOSITION:** November 1, 1948. Default decree of condemnation and destruction.

## **DRUGS AND DEVICES ACTIONABLE BECAUSE OF DEVIATION FROM OFFICIAL OR OWN STANDARDS\***

**2612. Adulteration of physiological salt solution. U. S. v. 776 Vials \* \* \*. (F. D. C. No. 25798. Sample No. 19492-K.)**

**LIBEL FILED:** October 4, 1948, Eastern District of Kentucky.

**ALLEGED SHIPMENT:** On or about July 15, 1948, by the Hyland Laboratories, from Los Angeles, Calif.

**PRODUCT:** 776 100-cc. vials of *physiological salt solution* at Lexington, Ky. The vials had a rubber cap which indicated that the product was intended for intravenous or intramuscular use.

**LABEL, IN PART:** "Physiological Salt Solution (Isotonic Solution of Sodium Chloride)."

**NATURE OF CHARGE:** Adulteration, Section 501 (b), the article purported to be and was represented as "Sterile Isotonic Sodium Chloride Solution for Parenteral Use," a drug the name of which is recognized in the United States Pharmacopoeia, an official compendium, and its quality and purity fell below the official standard since it was contaminated with undissolved material.

**DISPOSITION:** October 27, 1948. Default decree of condemnation and destruction.

**2613. Adulteration of sodium thiosulfate ampuls. U. S. v. 275 Ampuls \* \* \*. (F. D. C. No. 25763. Sample No. 1052-K.)**

**LIBEL FILED:** September 29, 1948, Southern District of Florida.

**ALLEGED SHIPMENT:** On or about July 21, 1948, from New Rochelle, N. Y.

**PRODUCT:** 275 10-cc. ampuls of *sodium thiosulfate* at Miami, Fla.

\*See also Nos. 2605, 2648.